



Docket No. REN-13087

1743 #
#8
EN
3-25-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Applicant: Wolfgang Heimberg et al.
Serial No.: 10/089136
Filed: 23 December 2002
For: Device For Carrying Out Chemical Or Biological Reactions

Art Unit: 1743
Examiner:

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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached PTO-SB-08A. A copy of each listed document is enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the following application(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:

Serial No.:
Filing Date:

Regarding any document, publication or other information for which a date is not given on the attached PTO-1449, Applicant(s) believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant(s) reserve(s) the right to contest the prior art status of any document, publication or information, should issue arise.

2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-SB-08 or a concise explanation of the relevance of the document is set forth in the following document(s):

(a) ___ Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.

(b) ___ Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents".

3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):

- (a) ___ Within 3 months of the filing date or date of entry into the National Stage.
- (b) X Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 180160 consideration of this Statement.
- (c) ___ After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a notice of allowance.
- (1) ___ The required certification is given below, or
- (2) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement, or
- (3) ___ Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 180160.
- (d) ___ After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. Petition hereby is made for consideration of this Statement and the required certification is indicated below.
- (1) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(i)(1), or
- (2) ___ Charge the fee set forth in 37 C.F.R. 1.17(i)(1) to Deposit Account No. 180160.

4. Certification (if applicable)

- (a) ___ The undersigned hereby certifies that each item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.
- (b) ___ The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.

5. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 180160.

Respectfully Submitted,

RANKIN, HILL, PORTER & CLARK LLP

By



Kenneth A. Clark
Reg. No. 32,119

925 Euclid Avenue
Suite 700
Cleveland, Ohio 44115-1405
216/566-9700

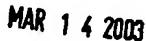
CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Date:

10 March 2003

Kathryn A. Kallay



PTO/SB/08A (10-01)

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Application Number	10/089136
Filing Date	23 December 2002
First Named Inventor	Wolfgang Heimberg
Art Unit	1743
Examiner Name	
Attorney Docket Number	REN-13087

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

Examiner Initials ³	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code ³	-Number ⁴ - Kind Code ⁵ (if known)				
			• EP 0488769	A2	06-03-1992	Perkin-Elmer Cetus	
			• EP 0776967	A2	06-04-1997	The Perkin-Elmer	
			• DE 1900279		09-18-1969	Beckmann Instruments	
			• DE 19646115	A1	05-14-1998	Eppendorf-Netheler-	
			• WO 89/12502		12-28-1989	Lep Scientific	
			• WO 90/05947		05-31-1990	Max-Planck-	
			• WO 95/11294		04-27-1995	Stratagene	
			• WO 98/20975		05-22-1998	Eppendorf-Netheler	
			• WO 92/04979		04-02-1992	Max-Planck-	
			• EP 0812621	A1	12-17-1997	The Perkin-Elmer	

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Date
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1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet	1	of	2
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Complete if Known

Application Number	10/089136
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Filing Date	23 December 2002
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First Named Inventor	Wolfgang Heimberg
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Group Art Unit	1743
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Examiner Name

Attorney Docket Number	REN-13087
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OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner
Initials*

Cite
No. 1

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published

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German Patent Office Search Report for corresponding DE 29917313.5

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